

SUMMARY REPORT DIGEST
CHICAGO POLICE DEPARTMENT

LOG NO

1024974

TYPE

INFO

DATE OF REPORT

03-JUN-2009

INSTRUCTIONS: To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, NO AFFIDAVIT, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed Five (5) DAYS SUSPENSION.

**TO: DEPUTY SUPERINTENDENT, BUREAU OF PROFESSIONAL STANDARDS
ATTENTION: CHIEF, INTERNAL AFFAIRS DIVISION**

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
ALLEN, DERRICK	9174	18366	1 - Perso...	121	DNA

REFERENCE NOS.(LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)
INCIDENT ADDRESS: 82 N. LAMON AVE, CHICAGO, IL 60644 DATE / TIME: 23-FEB-2007 21:02 BEAT: 1532

ACCUSED

NAME	RANK	STAR NO	EMP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	APPOINTED DATE	ON DUTY ?	SWORN ?
DIFRANCO, SAL A	9161	7617	1 - Perso...	015	189	M / WHI	MAR-1975	29-APR-2002	Yes	YES
HUERTAS, CARLOS M	9161	19394		015	189	M / S	1 - SEP-1974	27-JUL-1998	YES	YES

REPORTING PARTY

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
1 - Personal info	1 - Personal info	CHICAGO, IL	1 - Personal info	M /	UNK / UNK

VICTIMS

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
1 - Personal info	1 - Personal info	CHICAGO, IL	UNK	M/B	1 - NOV-1965 / 43

WITNESSES

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE

* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/DELL IN TELEPHONE BOX

ALLEGATIONS

NOTE: Complaint Log "Type" remains classified as Info - sworn affidavit NOT on file.

#1: The complainant 1 - Personal info who is representing 1 - Personal info In Civil Suit #09C506, alleged that on 23 February 2007, at 82 N. Lamon, at 2130 hours, PO Sal DIFRANCO, #7617, 015th District/DTL, Unit 189, and PO Carlos HUERTAS, #19394, 015th District/DTL, Unit 189, falsely arrested his client for possession of a controlled substance after a traffic stop under RD #HN192944

SUMMARY

INVESTIGATION:

Reporting Agent procured the Face Sheet and Civil Suit #09C506. The complainant [REDACTED] who is representing [REDACTED] 1 - Personal info alleged that PO Carlos HUERTAS, #19394, 015th District/DTL, Unit 189, and PO Sal DIFRANCO, #7617, 015th District/DTL, Unit 189, falsely arrested his client for possession of a controlled substance after a traffic stop under RD #HN192944.

A signed sworn affidavit was not procured by the R/A after [REDACTED] 1 - Personal info failed to further cooperate with this investigation. R/A telephoned [REDACTED] 1 - Personal info and mailed him a certified letter requesting that he contact the Internal Affairs Division. [REDACTED] 1 - Personal info did not contact IAD. The receipt from the certified letter was signed and returned to IAD.

R/A procured miscellaneous documents, which included an Arrest Report of [REDACTED] 1 - Personal info RD #HN192944, Vice Case Report RD #HN192944, Property Inventories #10935544, #10935541, #10935539, #10935534, Case Status History #07111051701, Criminal History Report, and Personnel File Check Results of PO HUERTAS and PO DIFRANCO. The Case Status History disclosed that [REDACTED] 1 - Personal info trial as it relates to the arrest on the date in question was dismissed in court with a finding of No Probable Cause.

Due to the lack of cooperation, lack of evidence, and an unsigned sworn affidavit, the allegation appears to be frivolous. Therefore, this investigation supports a finding of No Affidavit.

Closed – No Conversion.

ATTACHMENTS

INVESTIGATIVE REPORTS - SUPPORTING ALLEGATIONS LIST ATTACHMENTS NUMBER	INVESTIGATIVE REPORTS - SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENTS NUMBER:	PHYSICAL EVIDENCE LIST ATTACHMENTS NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
0	0	0	12

FINDINGS - RECOMMENDATIONS

Accused #1: PO Carlos HUERTAS, #19394, 015th District/DTL, 189
Allegation #1: No Affidavit

Accused #2: PO Sal DIFRANCO, #7617, 015th District/DTL, 189
Allegation #1: No Affidavit

RECOMMENDATION: No Disciplinary Action Warranted – Case To Be Filed

DATE INITIATED
(Date incident was received for investigation)

02-APR-2009

DATE COMPLETED (Date of this report)

03-JUN-2009

ELAPSED TIME
(Total time expressed in days)

62

Investigator will initiate the Command Channel Review form by completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

[REDACTED] 1 - Personal info

Attachments CL #1024974

	No. Order	Type	Related Person	No. of Pages	Narrative	Entered By File	Entered Date/ Time	Status	Approved by Cont?	Approved Inclusion? Comment
1	1	FACE SHEET	N/A			TOPPI	25-NS, YOLA NDA	[ED IT]		
2	2	CONFLICT CERTIFICATION	N/A			ALLEN	04-DERRI CK	[ED IT]		
3	3	SWORN AFFIDAVIT FROM COMPLAINTANT	N/A	1	Unsigned Sworn Affidavit - Non Cooperation	ALLEN	15-DERRI CK	[APPR OVED]	ED IT	YES
4	4	COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	N/A	13		ALLEN	03-2-U... JUN- DERRI CK	[APPR OVED]	ED IT	YES
5	5	ATTEMPT TO CONTACT	N/A	3		ALLEN	04-DERRI CK	[APPR OVED]	ED IT	YES YES
6	6	REPORT (OTHER)	N/A	1	Receipts from certified letter	ALLEN	15-DERRI CK	[APPR OVED]	ED IT	YES
7	7	ARREST REPORT	N/A	5		DEL RIVER Q. MINER VA	26-MAR- 08:56	[APPR OVED]	ED IT	YES
8	8	VICE CASE REPORTS	N/A	2		ALLEN	02-JUN- DERRI CK	[APPR OVED]	ED IT	YES
9	9	INVENTORY SHEET	N/A	8		ALLEN	03-JUN- DERRI CK	[APPR OVED]	ED IT	YES
10	10	REPORT (OTHER)	N/A	4	Case Status History	ALLEN	03-JUN- DERRI CK	[APPR OVED]	ED IT	YES
11	11	ARREST HISTORY	N/A	2	Criminal History Report of 1-Person...	ALLEN	15-DERRI CK	[APPR OVED]	ED IT	YES

2 - Unique Identifier												
				Personnel	ALLEN	03-	APPR	[ED	IT		
View	1	REPORT (OTHER)	N/A	2	File Check Results	YES	JUN-DERRI CK	2009 10:50	APPROVED	[ED IT]	YES
View	2	REPORT (OTHER)	N/A	1	All the document s were not included.	NO	TOPPI NS, YOLA NDA	25-MAR- 2009 13:31	PENDING APPR OVAL FOR DELET E	[ED IT]	
View	3	REPORT (OTHER)	N/A	4	duplicate/ already scanned	YES	ALLEN DERRI CK	15-APR- 2009 10:29	DELETED	[ED IT]	duplicate/ already scanned

row(s) 1 - 14 of 14

Internal Use Only

No records found.